IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION 3:04CR13-MU

UNITED STATES OF AMERICA)	
VS.)	ORDER
JASON MICHAEL AGARD)	
)	

This matter is before the court upon defendant's Motion to Sever. It appears to the court that this motion is now moot.

IT IS THEREFORE ORDERED that defendant's Motion to Sever is hereby DENIED AS MOOT.

Signed: October 11, 2005

Graham C. Mullen

Chief United States District Judge